



RECEIPT

Atty Dkt PP00037.202  
2300-0037.04  
PATENT

Whereby certify that this correspondence is being deposited with the United States Postal Service  
as first class mail in an envelope addressed to: Assistant Commissioner for Patents,  
Washington, D.C. 20231 on 1 April 2002

4/1/02  
Date

Susan LaMont  
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

COUSENS et al.

Serial No.: 09/931,216

Group Art Unit: 1631

Filing Date: August 16, 2001

Examiner: Unassigned

Title: EXPRESSION USING FUSED GENES PROVIDING FOR PROTEIN  
PRODUCT

REQUEST FOR A CORRECTED FILING RECEIPT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please furnish the undersigned with a corrected filing receipt for the above-identified  
application. The corrections needed are as follows:

Under **Domestic Priority data as claimed by applicant:**

after "WHICH IS A CON OF 07/169,833 3/17/1988 ABN" insert -WHICH IS A DIV  
OF 06/845,737 03/28/1986 PAT 4,751,180--

Attached is a copy of the Filing Receipt with the correction highlighted.

It is believed that no fee is due. If for any reason a fee is found to be necessary, our  
Deposit Account No. 18-1648 may be charged therefor.

Respectfully submitted,

Date: April 1, 2002

By: DPasternak  
Dahna S. Pasternak  
Registration No. 41,411

ROBINS & PASTERNAK LLP  
545 Middlefield Road, Suite 180  
Menlo Park, CA 94025  
Telephone: (650) 325-7812  
Facsimile: (650) 325-7823



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/931,216	08/16/2001	1631	710	PP00037.201 2300- 0037.04		6	1

CONFIRMATION NO. 3820

## UPDATED FILING RECEIPT



\*OC000000007611397\*

Lisa E. Alexander  
CHIRON CORPORATION  
Intellectual Property - R440  
P.O. Box 8097  
Emeryville, CA 94662-8097

Date Mailed: 03/12/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Lawrence S. Cousens, Oakland, CA;  
Patricia A. Tekamp-Olson, San Anselmo, CA;  
Jeffrey R. Shuster, Davis, CA;  
James P. Merryweather, Berkeley, CA;

## Assignment For Published Patent Application

Chiron Corporation;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 08/449,070 05/24/1995 ABN .007  
WHICH IS A CON OF 08/088,566 07/06/1993 ABN .006  
WHICH IS A CIP OF 07/680,046 03/29/1991 PAT 5,342,921 .004  
WHICH IS A CON OF 07/169,833 03/17/1988 ABN .003  
WHICH IS A CIP OF 06/717,209 03/28/1985 ABN .001

Missing

which is DIV of 06/845,737  
3/28/86 PAT  
4,751,180  
PP00037.202

## Foreign Applications

If Required, Foreign Filing License Granted 09/06/2001

Projected Publication Date: 06/20/2002

Non-Publication Request: No

FILED  
ATTY. LEA  
INFO. DISCLOSURE DATE 3/7/02 1PF  
FORWARDED TO PAPER  
DATE 3/19/02

**Early Publication Request:** No

**Title**

Expression using fused genes providing for protein product

**Preliminary Class**

435

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov



Bib Data Sheet

CONFIRMATION NO. 3820

<b>SERIAL NUMBER</b> 09/931,216	<b>FILING DATE</b> 08/16/2001 <b>RULE</b>	<b>CLASS</b> 435	<b>GROUP ART UNIT</b> 1631	<b>ATTORNEY DOCKET NO.</b> PP00037.201 2300-0037.04
------------------------------------	-------------------------------------------------	---------------------	-------------------------------	--------------------------------------------------------

**APPLICANTS**

Lawrence S. Cousens, Oakland, CA;  
Patricia A. Tekamp-Olson, San Anselmo, CA;  
Jeffrey R. Shuster, Davis, CA;  
James P. Merryweather, Berkeley, CA;

**\*\* CONTINUING DATA \*\*\*\*\***

THIS APPLICATION IS A CON OF 08/449,070 05/24/1995 ABN  
WHICH IS A CON OF 08/088,566 07/06/1993 ABN  
WHICH IS A CIP OF 07/680,046 03/29/1991 PAT 5,342,921  
WHICH IS A CON OF 07/169,833 03/17/1988 ABN  
~~WHICH IS A DIV OF 06/845,737 03/28/1986 PAT 4,751,180~~  
WHICH IS A CON OF 06/717,209 03/28/1985 ABN

**\*\* FOREIGN APPLICATIONS \*\*\*\*\*****IF REQUIRED, FOREIGN FILING LICENSE GRANTED**

\*\* 09/06/2001

Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no	<b>STATE OR COUNTRY</b> CA	<b>SHEETS DRAWING</b> 0	<b>TOTAL CLAIMS</b> 6	<b>INDEPENDENT CLAIMS</b> 1
35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance				
Verified and Acknowledged Examiner's Signature _____ Initials _____				

**ADDRESS**

Lisa E. Alexander  
CHIRON CORPORATION  
Intellectual Property - R440  
P.O. Box 8097  
Emeryville, CA 94662-8097

**TITLE**

Expression using fused genes providing for protein product

**FILING FEE RECEIVED**  
710

FEES: Authority has been given in Paper  
No. \_\_\_\_\_ to charge/credit DEPOSIT ACCOUNT  
No. \_\_\_\_\_ for following:

<input type="checkbox"/> All Fees
<input type="checkbox"/> 1.16 Fees ( Filing )
<input type="checkbox"/> 1.17 Fees ( Processing Ext. of time )
<input type="checkbox"/> 1.18 Fees ( Issue )
<input type="checkbox"/> Other _____